



8-19-04

Page 1 of 2 *TFW*

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/814,603         | 03/31/2004             | Shinsaku Higashi      | 02008.105002           |

CONFIRMATION NO. 5472

## FORMALITIES LETTER



\*OC000000013039158\*

Johathan P. Osha  
Osha Novak & May L.L.P.  
Suite 2800  
1221 McKinney St.  
Houston, TX 77010

Date Mailed: 06/23/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$258 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$1158 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

08/20/2004 YPOLITE1 00000011 10814603

|            |           |
|------------|-----------|
| 01 FC:1001 | 770.00 OP |
| 02 FC:1051 | 130.00 OP |
| 03 FC:1201 | 258.00 OP |

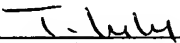
- Total additional claim fee(s) for this application is \$258

- \$258 for 3 independent claims over 3.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.  
02008/105002

In Re Application Of: S. HIGASHI, et al.

| Application No. | Filing Date    | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|----------------|----------|--------------|----------------|------------------|
| 10/814,603      | March 31, 2004 |          | 22511        | 2123           | 5472             |

Invention: **TEST EMULATOR, TEST MODULE EMULATOR AND RECORD MEDIUM STORING PROGRAM  
THEREIN**



Mail Stop Missing Parts  
COMMISSIONER FOR PATENTS:

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on  
June 23, 2004  
Date

Enclosed herewith for filing are the following:

- ☒ A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- ☐ An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- ☒ A properly signed oath or declaration in compliance with 37 CFR 1.63.
- ☐ An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- ☐ A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- ☒ Other (list):

**Submission of Formal Drawings**  
**28 sheets of formal drawings**

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.  
**02008/105002**

In Re Application Of: **S. HIGASHI, et al.**

| Application No.   | Filing Date           | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-------------------|-----------------------|----------|--------------|----------------|------------------|
| <b>10/814,603</b> | <b>March 31, 2004</b> |          | <b>22511</b> | <b>2123</b>    | <b>5472</b>      |

Invention: **TEST EMULATOR, TEST MODULE EMULATOR AND RECORD MEDIUM STORING PROGRAM  
THEREIN**

**TO THE COMMISSIONER FOR PATENTS:**

**Mail Stop Missing Parts**

☒ Completion of application fees as calculated below:

☒ Utility application filing fee **\$770.00**

☐ Design application filing fee                     

☒ Total number of independent claims =     **6**     **\$258.00**

☐ Total number of claims =                                          

☐ Multiple dependent claims                     

☒ Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$130.00**

☐ Petition and fee for filing by other than all the inventors or a person not the inventor                     

☐ Fee for processing an application filed with a non-English language specification                     

☐ Fee for processing and retention of application                     

Total completion of application fees **\$1,158.00**

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

☐ One month    ☐ Two months    ☐ Three months    ☐ Four months    ☐ Five months

from:                      *Date*      until:                      *Date*

Total time extension fees                     

Total fees due **\$1,158.00**

**Response To Notice To File Missing Parts Of Application  
Filing Date Granted (PTO-1533) (Large Entity)**

Docket No.  
02008/105002

In Re Application Of: S. HIGASHI, et al.

| Application No. | Filing Date    | Examiner | Customer No. | Group Art Unit | Confirmation No. |
|-----------------|----------------|----------|--------------|----------------|------------------|
| 10/814,603      | March 31, 2004 |          | 22511        | 2123           | 5472             |

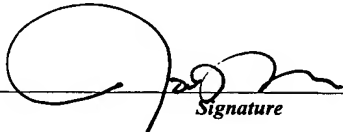
Invention: **TEST EMULATOR, TEST MODULE EMULATOR AND RECORD MEDIUM STORING PROGRAM  
THEREIN**

TO THE COMMISSIONER FOR PATENTS:

Mail Stop Missing Parts

The fee of **\$1,158.00** is to be paid as follows:

- ☒ A <sup>Form 2038</sup> ~~check~~ in the amount of the fee is enclosed. PTO-2038 credit card payment form enclosed
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. **50-0591**
- ☐ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No.

  
Signature

Dated: 8/15/04

Jonathan P. Osha, Reg. No. 33,986  
OSHA & MAY L.L.P.  
1221 McKinney Street, Suite 2800  
Houston, Texas 77010  
Telephone: (713) 228-8600  
Facsimile: (713) 228-8778

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

cc:

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): S. HIGASHI, et al.

Docket No.

02008/105002

Application No.

10/814,603

Filing Date

03/31/2004

Examiner

Customer No.

22511

Group Art Unit

2123

Invention: TEST EMULATOR, TEST MODULE EMULATOR AND RECORD MEDIUM STORING PROGRAM  
THEREIN

I hereby certify that the following correspondence:

Response To Notice To File Missing Parts

(Identify type of correspondence)

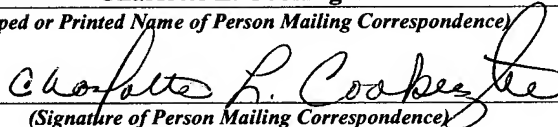
is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

August 18, 2004

(Date)

Charlotte L. Cookingham

(Typed or Printed Name of Person Mailing Correspondence)



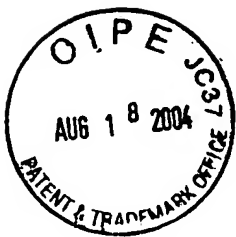
(Signature of Person Mailing Correspondence)

EV 436029188 US

("Express Mail" Mailing Label Number)

Note: Each paper must have its own certificate of mailing.





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Shinsaku HIGASHI, *et al.* Art Unit : 2123  
Serial No.: 10/814,603 Examiner :  
Filed : March 31, 2004  
Title : TEST EMULATOR, TEST MODULE EMULATOR AND RECORD MEDIUM  
STORING PROGRAM

MAILSTOP MISSING PARTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUBMISSION OF FORMAL DRAWINGS**

Please substitute the enclosed twenty-eight (28) sheets of formal drawings for the corresponding drawings presently in the application.

Please apply any charges or credits to our Deposit Account No. 50-0591, Reference Number 02008.105002.

Respectfully submitted,

Date: \_\_\_\_\_

8/18/04

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